



FEDERAL ELECTION COMMISSION

WASHINGTON, D C 20463

Thomas McIntosh, Treasurer
Hastings for Congress
Post Office Box 9352
Fort Lauderdale, Florida 33310

NOV 21 2005

RE: MUR 5512
Hastings for Congress and Thomas
McIntosh, in his official capacity as
treasurer

Dear Mr. McIntosh:

On August 18, 2004, the Federal Election Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). On October 25, 2005, the Federal Election Commission found reason to believe that Hastings for Congress and you, as treasurer (the "Committee"), violated 2 U.S.C. §§ 434(b)(2) and 434(b)(3)(A), provisions of the Act. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file. Additionally, on October 25, 2005, the Commission found, on the basis of the information in the complaint and information provided by the Committee, that there is no reason to believe that the Committee violated 2 U.S.C. § 434(b)(3)(A) by failing to report use of a residence, or payments for telephone and facsimile lines, or 2 U.S.C. §§ 434(b)(2) or 434(b)(4) in connection with the reporting of tax payments. A copy of the dispositive General Counsel's Report is enclosed for your information.

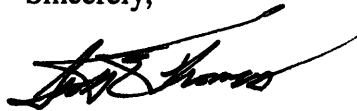
The Commission requests that the Committee amend its filings for the immediate past and present election cycles to disclose in-kind contributions received in connection with the rental of its post office box, and itemize those contributions if they were over \$200. The Commission reminds you that failing to report payments by third parties for rental fees of a post office box used by the Committee as in-kind contributions is a violation of 2 U.S.C. § 434(b)(2), and, if they have an aggregate amount in excess of \$200 within the calendar year, is a violation of 2 U.S.C. § 434(b)(3)(A). You should take steps to ensure that this activity does not occur in the future.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003).

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If you have any questions, please contact J. Cameron Thurber, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott E. Thomas", with a long, sweeping horizontal line extending to the right.

Scott E. Thomas
Chairman

Enclosure
General Counsel's Report

cc: Representative Alcee Hastings

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